

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

THE BOYDS COLLECTION, LTD.,	:	CIVIL ACTION NO. 1:02-CV-2083
	:	
Plaintiff	:	(Judge Conner)
	:	
v.	:	
	:	
THE BEARINGTON COLLECTION, INC.,	:	
	:	
Defendant	:	
	:	

AMENDING ORDER

AND NOW, this 28th day of April, 2005, upon consideration of the memorandum and order (Doc. 176) entered in the above-captioned case on April 15, 2005, and in light of its publication, it is hereby ORDERED that the memorandum and order (Doc. 176) is AMENDED as follows:

1. In the fifth sentence of the final paragraph of page 4, the term “the” is inserted after the term “serves,” so that the sentence reads, in pertinent part: It asserts that clothing on plush bears serves the “utilitarian functions” of protection and preservation
2. In the fifth sentence of the final paragraph of page 4, the phrase “considered ‘useful articles’ under” is deleted and is replaced with the phrase “considered a ‘useful article’ under,” so that the sentence reads, in pertinent part: . . . and should be considered a “useful article” under copyright law.

S/ Christopher C. Conner
CHRISTOPHER C. CONNER
United States District Judge